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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

BIG O TIRES, INC,

Opposer,

v.

SUNRISE INCORPORATED,

Applicant.

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Opposition No. 91157113



01-26-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #78

**CONSENTED MOTION FOR EXTENSION OF TIME**

COMES NOW the Opposer, BIG O TIRES, INC., by and through counsel, and moves the Trademark Trial and Appeal Board ("Board") for an order resetting the dates established by the Consented Motion for Extension of Time of December 23, 2003.

The parties have agreed to extend the discovery and trial dates for a variety of reasons by (30) thirty days. Additionally, the parties have agreed to extend the deadline for Opposer to respond to Applicant's written discovery by thirty (30) days.

Applicant, through counsel, Mina I. Hamilton, consented to this Motion in a voicemail message left with undersigned counsel on January 23, 2004.

Pursuant to Trademark Rule 2.121(d), this stipulation sets forth the dates as requested to be reset:

DISCOVERY PERIOD TO CLOSE:

July 7, 2004

Testimony period for party in position of plaintiff  
to close:  
(opening thirty days prior thereto)

October 5, 2004

Testimony period for party in position of defendant  
to close:  
(opening thirty days prior thereto)

December 4, 2004

Rebuttal testimony period to close  
(opening fifteen days prior thereto)

January 18, 2005

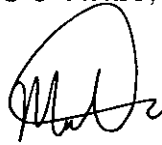
This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is submitted in triplicate.

Respectfully submitted,

BIG O TIRES, INC.

By:



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**Attorneys for Opposer**

Dated: January 25, 2004  
Atty Dkt. No. I-4799

**CERTIFICATE OF SERVICE**

I hereby certify that I have caused a true and correct copy of the foregoing Consented Motion for Extension of Time, in connection with Opposition No. 157,113 - BIG O TIRES, INC. vs. SUNRISE INCORPORATED, to be served by first-class mail, postage prepaid, upon counsel for Applicant:

David N. Makous, Esquire  
Mina I. Hamilton, Esquire  
LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 North Figueroa Street  
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Los Angeles, CA 90012

this 26<sup>th</sup> day of January, 2004.

